

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 41552  
 :  
 George, Frank R., et al. : Confirmation Number: 7037  
 :  
 Application No.: 10/759,526 : Group Art Unit: 1633  
 :  
 Filed: January 16, 2004 : Examiner: Epps-Ford, Janet L.  
 :  
 For: ELECTROMAGNETIC ACTIVATION OF GENE EXPRESSION AND CELL GROWTH

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**CERTIFICATE OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence is being electronically-transmitted to the United States Patent and Trademark Office on February 9, 2009.

/Carrie Hines/

Dear Sir:

Carrie Hines

Transmitted herewith is a Response to the Notice of Non-Compliant Amendment mailed January 7, 2009, in the above-identified application.

- ☒ No additional fee is required.  
☒ Applicant is entitled to small entity status under 37 CFR 1.27

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	40	62	0	\$26.00 =	\$0.00
Independent Claims	9	16	0	\$110.00 =	\$0.00
Multiple dependent claims newly presented					\$0.00
Total of Above Calculations					\$0.00

- ☐ Please charge my Deposit Account No. 502624 in the amount of \$.
- ☒ The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 502624, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

/Astrid R. Spain/

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**Date: February 9, 2009**

**Please recognize our Customer No. 41552 as our correspondence address.**